

REMARKS

Reconsideration and withdrawal of the rejection and the allowance of all claims now pending in the above-identified patent application (*i.e.*, Claims 13, 14, 16-19 and 24-30) are respectfully requested in view of the foregoing amendments and the following remarks.

At the outset, Applicant and his Attorney wish to thank the Examiner for his indication of the allowability of the subject matter of Claim 23, as part of the first Office Action.

Accordingly, Applicant has amended independent Claim 13 to incorporate the subject matter of prior dependent Claim 23, which also necessarily includes the subject matter of prior dependent Claim 15. Claim 13, as now amended, further includes recitation of “a microprocessor.” A preferred embodiment of the features of a microprocessor for use with the present invention was recited in prior dependent Claim 20. Based upon the Examiner’s stated “Reasons for Allowance,” the recited limitations of Claim 20 did not appear essential to patentability. Consequently, independent Claim 13, as now amended, incorporates the allowable subject matter of prior dependent Claim 23, as well as Claim 15, while making mention of “a microprocessor.”

Applicant has also attended to the amendment of dependent Claims 14, 16, 17, 24, 25 and 26 for the purpose of rendering the language of these claims consistent with Claim 13, as amended, by amending claim dependencies, providing a proper antecedent basis

and avoiding a double inclusion of claim elements, as appropriate.

As Applicant understands the first Office Action, it is respectfully submitted that independent Claim 13, as well as those claims dependent thereupon, are now in condition for allowance.

Applicant has further added new independent Claim 28 and dependent Claims 29 and 30. Claim 28, recites in independent form, the combined subject matter of Claims 13 and prior dependent Claims 15, 20 and 23, thereby necessarily reciting the preferred features of the microprocessor previously recited in dependent Claim 20. Dependent Claims 29 and 30 recite the preferred embodiments previously recited in dependent Claims 21 and 22. In light of the presentation of new Claims 28-30, prior dependent Claims 20-22 have been canceled.

In view of the Examiner's indication of the allowability of the subject matter of prior dependent Claim 23, it is now respectfully contended that new Claims 28-30 are in condition for allowance at this time.

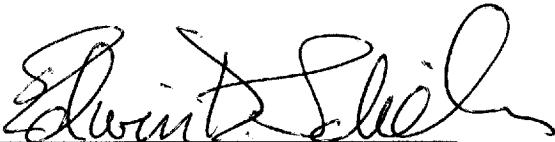
In view of the foregoing amendments to the claims, it is respectfully submitted that the prior art rejection of the first Office Action are now moot.

In light of the foregoing, it is respectfully contended that all claims now pending in the above-identified patent application (*i.e.*, Claims 13, 14, 16-19 and 24-30 ) recite a novel and metronome, which is patentably distinguishable over the prior art. According-

ly, withdrawal of the outstanding rejection and the allowance of all claims now pending are now respectfully requested and earnestly solicited.

Respectfully submitted,

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The Commissioner for Patents is hereby authorized to charge the Deposit Account of Applicant's Attorney (*Account No. 19-0450*) for any fees or costs pertaining to the prosecution of the above-identified patent application, but which have not otherwise been provided for.